PRICE ONE CENT.

NEW YORK, FRIDAY, NOVEMBER 14, 1890.

PRICE ONE CENT.

NEW YORK'S NOTABILITIES

JOSEPH H. CHOATE LETS "THE

WORLD" TELL HOW HE MAKES
\$100 A DAY.

KOBODY AT THE NEW YORK BAR GETS

MORE FUN OUT OF THE WORK.

He Made a Stupid Old Will Case Yesterday Bubble Like Champagne—
And incidentally He Missed No Points in Perfecting His Side of It—The Happicat Cross-Examiner in Getham.

Joseph H. Choate looks like a combination of a cherub and a lice—a nice, tame lion, that would never bite anybody that kept out of his way. His big, round, smooth-shaven face, the christ part of him, gleamed like the new-risen sun in one of the dull and gloomy rooms on the Supreme Contribor of the New Court-House yesterday. His massive shoulders and the lion-like air with which he carries them were less enabled by the could help it?

NEW YORK'S NOTABILITIES

such a change in after the death of the child; he was a rather excitable man any-how, wasn't he? Test the child deed in any way had been so, hadn't he? Used to set angry very easily; what you'd call a very exitable man?

The witness thought so.

Used to greatly what you'd call a very exitable man?

The witness thought so.

Used to greatly what you'd call a very exitable man?

The witness thought so.

Used to greatly what you'd call a very exitable man?

The witness thought so.

Used to greatly what you'd call a very exitable man?

Always had been so, hadn't he?

Oh, yee.

"What you'd eall a violent man? Always that way, wasn't he?"

Always shile like in the year of the way, wasn't he?"

Always shile lean in the provide all a violent man? Always that way, wasn't he?

Always shile lean in the provide all year of the wasn't gree as a shile. He wasn't gree as he late to get very angry at little matters and talk longly, didn't he?"

Always shad been so, hadn't he?"

Always had been so, hadn't he?

Always shile lean in the lib.

The wint's quite sure that we will have the provide all year of His massive shoulders and the lionlike air with which he carries them were less conspicuous, but several persons who occupied the witness chair during the day had occasion to observe that they were still in Mr. Choate's possession.



JOSEPH H. CHOATE. The case was that never-ending affair of the Joneses, which has been dragging through the courts for several years. It inthrough the courts for several years. It involves \$100,000 or something of that sort acquired in a more or less unspeakable manner by one John Jones, a blind man who lived in a cellar at 510 and 512 Pearl street. Folks called him a misor. When he died on June 16, 1882, it was found that a year previously he had made a deed of all his property to one of his brothers, excongressman Morgan Jones. A small, but voracious horde of other relatives have been after a share in the estate ever since. Litigation began in 1885 with the suit of one Mary G. Jones, a school teacher, who claimed a one-ninth interest out of the estate. Her case had two or three different trials with varying results, and was finally said to have been settled. The present suitor is another brother of the dead man. The attempt is to deprive Morgan Jones of the estate, on the ground that it came into his hands through the exercise of improper afficience by him upon his blind and, it is alleged, insane brother John. John E. Parsons, the Sugar Trust counsel for the eacting lawyer for the plaintiff, and Joseph H. Choate is inclief counsel for the ex-Congressman.

Yesterday Mr. Parsons set out to prove the insanity of John Jones. It was Mr. Choate saim to break down Mr. Parsons in the same of the leading lawyer for the plaintiff, and Joseph H. Choate is swith ease or to entrap them into teatifying to facts tending to show that the bind old miser was really a very shrewf fellow.

This is how he did if.

A middle-aged man had with John Jones bein intimately acquainted with John Jones in the called his whom he called his wife the blind mans a wife the blind mans and chuckled gleefully an volves \$100,000 or something of that sort

sweet, buttered-parsnips smile that he always has when he is thinking up questions for cross-examination.

When his turn came he arose in the ponderously lumbering fashion which he affects, waved his big head slowly to and fro to see that it was well settled on his shoulders and then beamed upon the witness with the mild and center radiance of a harvest moon.

"Where do you live?" he asked tenderly, almost affectionately, in a mellow, centle voice that it was be leasnfur to listen ite.

Mr. Choate has one of the few voices that can be heard in the resumant vaults where New York judges held court.

"Indersey," said the witness briskly.

"Lee-es; well, Jersey is quite a large place, isn't it?" the lawyer asked, still tenderly, "Jersey City I live in."

derly.
"Jersey City I live in."
Oh, yes; Jersey City: Jersey City. Now, whereabouts in Jersey City do you live?"
The witness gare the street and number.
"Ab. yes, How long have you lived there?"

Several years, "the witness said.
"Several years; yes, several years, Well and where did yet live before that:"



hve before that:

And so it went on annit the witness had sketched for the fury the leading features of his personal history for the past twenty years. All this without any reference to come dones.

Firally Mr. Choade path is left hand deep into his transcription of the poster of the poster, but his left leg upon a chair in thost of him.



scribe with great minuteness every circum-stance connected with that incident.

'Then what Mr. Jones was doing was simply taking public property for his pri-vate use?

"I suppose so."
"Well, do you consider a man insane who does that?"
"I thought it was irrational for him to do

it." That is, insanity and dishonesty are in your mind identical terms:"
"Well, I don't know."
"Would it have been irrational if there had been a new wall building for which those stones would have been useful?"
"No, I guess not."
"Do you know that no such wall was being built?"
"No, sir."
"Would it have been irrational if Mr. Jones had paid for the stones he was taking?"
I suppose not."

"I suppose not."
"Do you know that he didn't pay for



Are ones a find old with the case of the cold man of the old man o his dead wife Adeline. He went there and got through Olive Brown an alleged communication from his wife, in which she said she was poor and suffering in the spirit land and wanted money. He placed \$30 in the Testament opened at the second chapter of the Ephesians and soon the money was rone, he believing that his wife had taken it. Subsequently the medium said his wife wanted money, and, believing the statement, he left nearly \$300 in money and other property at the Browns house, "where the spirits could get it."

This story, told on the witness stand by the prosecutor, is corroborated by Hill's present wife, Esher, who was nearly always with her husband when he called on the Browns. It is inderstood that the defendants claim that till voluntarily paid the money to dirs. Brown in order to prevent his present wife getting it from him, and that Hill and his wife were on the point of being divorced for this reason.

COLUMNIS, Ind., Nov. 13.-P. H. McCormack entered suit to-day against P. H. mack entered suit to-day against P. H. Sweeney for \$50,000 for circulating a report that while they were partners in business the plaintiff robbed the defendant of \$40,000. Meto mack was the Democratic candidate for State Treasurer, is Chairman of the Democratic Countries of this County and Congressional district, a member of the State Central Committee and prominent in business and society.

Armour and Cudaby Separate. CHICAGO, Nov. 13, -Phil D. Armour and Michael Cudally have dissolved partnership. Mr. Armour made over his interest in the packing-house of Armour, Codaly & Co. at Omaha in exchange for Mr. Cudanys inter-est in the Chicago house of Armour & Co. The exchange, which has been rending for several month, was formally ratified yes-ferius. The secaration was entirely ani-cable. Now, this John Jones, that you noticed cable.

# HANGED

# **Rex Birchall Pays** the Murderer's Penalty.

Condemned Man Dies Unflinchingly, as He Had Promised.

That Startled Two Nations.

The Murderer Shakes Hands With the Hangman at the Gallows.

ISPECIAL TO THE EVENING WORLD. Woodstock, Ont., Nov. 14 - Rex Birchall was hanged at the jail here this morning for the murder of Frederick C. Benwell.

The weights fell at 8, 26, The condemned man met his fate unflinchingly, as he had promised he would do.

With a smile on his face the young man listened to the Church of England minister. Bean Wade, who prayed aloud for the salvation of the unfortunate.

The hanging was first set down for 9 o'clock but by Birchall's own request it was done : half an hour earlier. After he breakfasted he sat in his cell, smok-

ing cigars and chatting with the old Sheriff. The latter was solemn; Birchall was no:.

He seemed to find amusement in the fact of the old Sheriff's sorrow for him. "I'm sorry for you, my lad," the Sheriff

once remarked. "Then you needn't be, " Birchall replied. He twirled the end of his black moustacae, puffed his eigar again, stretched out his limbs,

"Well, they can't do it now too soon to suit "Are there many people inside?" he asked of the Rev. Mr. Wade, when the latter had

and remarked:

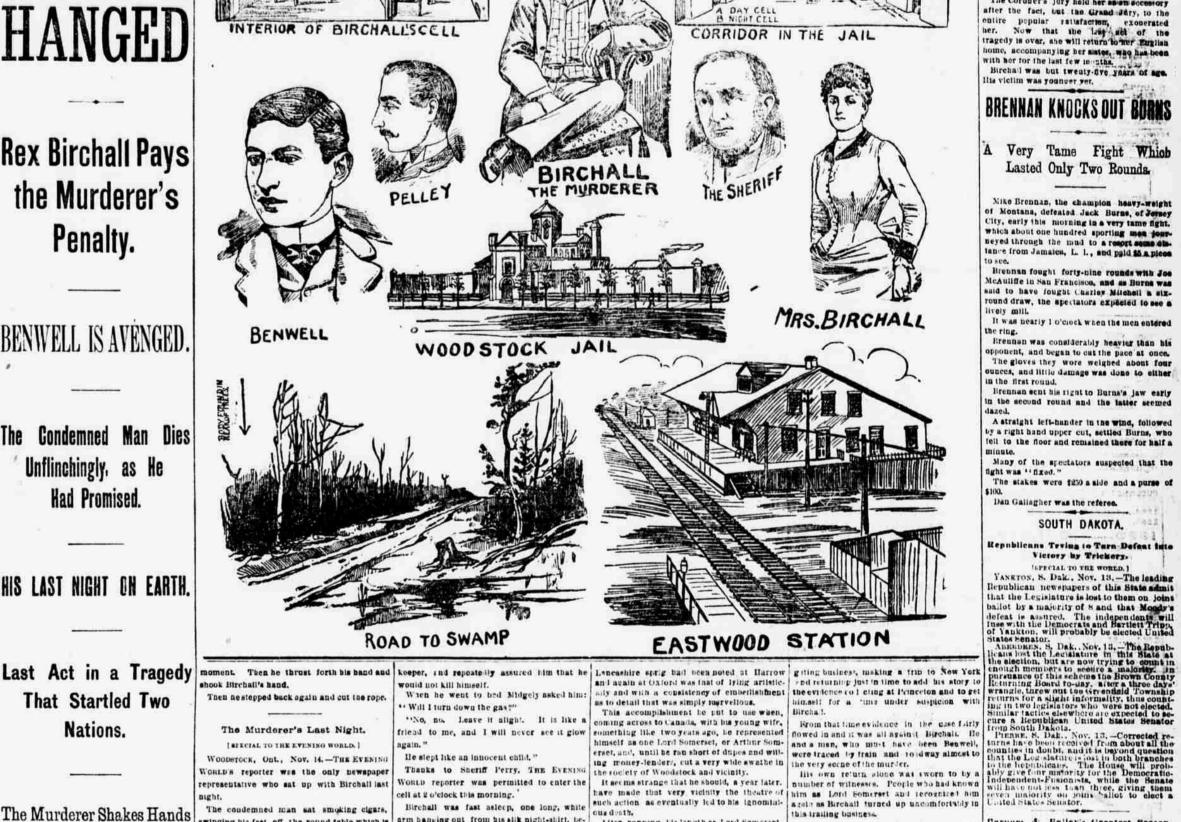
catered the cell. " No. not very many." "But there were. All of Woodstock got up before breakfast and bung around the jail, and

about 890 of them got into the yard.

Then he stepped back and Birchail said, loud enough for every one there to hear.

"Well, won't you shake hands before I go?" Its all during the evening. He laughed, love that of the adventures.

This rather dumfounded Mr. baseline for a chatted and cracked jokes was Mingrit, his Among the accomplishments for wasen three dumfounded Mr. baseline for a chatted and cracked jokes was Mingrit, his Among the accomplishments for wasen three dumfounded Mr. baseline for a chatted and cracked jokes was Mingrit, his Among the accomplishments for wasen three dumfounded Mr. baseline for a chatted and pretty well-started upon the life which he had pretty will be life which he



hook Birchall's hand. Then he stepped back again and cut the rope.

The Murderer's Last Night. SPECIAL TO THE EVENING WORLD. ]

WORLD's reporter was the only newspaper representative who sat up with Birchall last

The condemned man sat smoking clears swinging his feet off the round table which is the only piece of furniture in his room, coolly discussing the event of to-day.

"They think I'll commit suicide"-a suggestion of a quiver in his voice. "I won't. I ould if it would not any money in my wife's pocket. She's all I've got. All I've ever had to take care of me. She's stood to me through good and indifferent. I love her and would do anything in my power to-night to see that she was left well provided for."

The picture was a striking one. A lonely cell, a man who was about to die, smoking a

cigar and placifly contemplating his coming execution. The wind was blowing through the big giant

trees surrounding the jall, shrilly and sol-

Chief of Police Wills took the prisoner's hand and said: "Birchall, I'm sorry for you."

"I don't need your pity, but if you are a friend of mine, take care of my wife." When the reporter was about to leave him, Birchall said:

"There's no confession to make. If there go to New York with you, but I can't." He finished with a laugh.

"They say that I can't see anybody now. after you leave, until I go out and dangle on and crimes made an international sensation lower a liberal recentage of the grants. nothing.

would not kill himself. Will I turn down the gas?"

"No, no. Leave it alight. It is like a friend to me, and I will never see it glow again. He slept like an innocent child.

Thanks to Speriff Perry, THE EVENING Wonld reporter was permitted to enter the cell at 2 o'clock this morning.

Birchall was fast asleep, one long, white arm banging out from his slik night-shirt, beyoud the bed-cover.

He made no move. His breathing was casy and natural. At 4 o'clock he was called. He sprang out

f you permit." "I don't want to see him," he answered.

bis handsome face, he added: "What is there lenkin, and Douglas Raymond P. Hey, son of the man who got of at Esstwood on the merutenham, and Douglas Raymond P. Hey, son of log of Feb. II, with a companion abswering He was told and ate a big meal of eggs, mut-

ton chops and coffee.

was given to him, and he prepared to die.

slippers on his feet, saying: "I don't mink I will have time to take cold." the gallows.

The Story of Birchall's Crime-His Adventurous Life.

was, I would give it to you. I would like to that Reginald Birchall killed Frederick C. claimed to conduct a growing business in rearpaid this morning was a just one.

Birchall was convicted in the popular mind long months ago, when the story of his life

They stood around on the cold, damp grass, watching and waiting for Birchall to come torship and waiting for Birchall to come torship and waiting for Birchall in come to a state of life winds with a state of life winds wind and put her beyond the cells in a way to suit every one. But he didn't, when the final moment came be got raitled, the more raised winds and put her beyond the call in a way to suit every one. But he didn't, when the final moment came be got raitled. We'll meet again."

In a way over Birchall said only pulled the black cap down about half the way over Birchall's face.

The we'll meet again. We'll meet again. We'll not expended to the work of the work

ous death.

After running his length as Lord Somerset, Birenall returned to England and set about

lentally investing 1500 to extend stock.

Eirchall's pleasant address again beloed bim
Eirchall's clothes were then muddy and b Birchall's pleasant address spain nearest and out here, as did his ability in fal-schood, and he soon had two fish in his net—Frederick C.

Training the identified him at the trial as a fact that was much in a hurty.

Training the identified him at the trial as a fact that would be merucrossly, and then, with a smile breaking over he soon had two fish in his net-Frederick C.

an Essex clergyman.

After several meetings and consultations, on chops and coffee.

Then he asked for a drink of liquor, which as a fourth member of the party, arrived in New York Feb. 14, on the Britannic. They He put on the new suit of black clothes that were guests at the Metropolitan Botel for a the Sheriff had bought for him, and put velvet day. Then they went to Euffaio, arriving at the Stafford House on Sunday, Feb. 16.

On the morning of Feb. 17 Firehall an Benwell left Buffalo, ostensibly to look at the Shortly after the procession made its way to farm in which birchall claimed proprie torship. by the case with which he would free himself. and to prepare things for the reception of the

The farm was located, according to Birchall, near Niagara Falls, Ontario. He had described death sentence had been promoneed, so on a stage place, with a steam-neated manples was pressed before the Department of There are probably few men living who doubt sion and big-electric-lighted barns. There he

If Benwell liked the business he was to puin his £100 and his services, and was to be al- B rehalfs complete composure. On the night following the departure from

Among the most interesting witnesses of the Finally evolving a "farm-student" plan of operation, he advertised himself as a University inan who, having a farm in Canada, wanted a gentleman's son to live with him and learn the business, with a view to partnershy, incl. latter sort was Miss Alice Smith, the protty. whom he met while he was masquera ling as

Benwell's description, and other witnesses had

seen the two walk along the G vern d'sroul towards Princeton.
Then there were witnesses wie had heard pis ol-shots the day the murder probably hits of side testimony to fill in here on I there. The evidence was damping.

Of defense, there was nothing worthy the name. Pough previous to the trial the prisoner It had been thought that a plea of insently

onvicted by a regular jury on Sept. 20 last. Buffal). But tail erme tack store. Betwell variet, nor did it change during the west.

that his life was faved only by the chance spearance of a third person.

Birchall's wife has atood by him through all his vicissitudes with a devotion which seemed unalterable, but in the terrible strain of the mantes aince he was arrested for the murder of Benwell she has aged and failed to a marked

The Coroner's jury held her sautt so after the fact, but the Grand Stry, to the entire popular rattafaction, exonerated her. Now that the law set of the tragedy is over, she will return to her English home, accompanying her sister, who has been with her for the last few months.

Bircha'l was but twenty-five years of age. llis victim was younger yet.

# BRENNAN KNOCKS OUT BURNS

Very Tame Fight Which Lasted Only Two Rounds.

Mike Brennan, the champion heavy-weight of Montana, defeated Jack Burns, of Jersey City, early this morning in a very tame fight, which about one hundred sporting men journeyed through the mud to a recort seem thance from Jamaica, L. i., and paid 55 a piece

Brennan fought forty-nine rounds with Joe McAuliffe in San Francisco, and as Burns was said to have fought Casrier Mitchell a sixround draw, the spectators expected to see a It was nearly I o'clock when the men entered

Brennen was considerably heavier than his opponent, and began to cut the pace at once. The gloves they wore weighed about four counces, and little damage was done to either

the ring.

in the first round.

Brennan eent his right to Burns's law early in the second round and the latter seemed A straight left-hunder in the wind, followed by a right hand upper cut, settled Burns, who

fell to the floor and remained there for half a Many of the spectators suspected that the

fight was "fixed." The stakes were \$250 a side and a purse

Dan Gallagher was the referee. SOUTH DAKOTA.

Republicans Trving to Turn Defeat in Victory by Trickery.

SPECIAL TO THE WORLD. YANKTON, S. Dak., Nov. 13.—The leading Republican newspapers of this State admit that the Legislature is lost to them on joint

The last of the four trains containing the dred horses and other hay-caties animals will be sent to line Plains to remain until the Spring. The greater portion of the ballet of "Nero were sent back to their homes on the steamer Teutonic, which sailed on Weinesday, but many of the corps elected, at the last moment, to remain here, concording to make this country their future home. Mr. Bailey states that the season instelesed has been the most successful in the history of the circus, that the addition of the spectacular play of "Nero" proved a better card even trans Jumbo, and that for the interior in the body of Mr. Barnum and himself to continue that line of entertainments. The business offices of the commany will be onened in this city to-morrow.

## Richard Manufie'd's Matinee.

INFECTAL TO THE WORLD. Washington, Nov. 13, -The society event of the season took place yesterday afternoon at Albauch's Overs-House. Every seat in the house was taken by the clite of Washing-It had been thought that a plea of insensy might well be put in; but the subject was not broached at the trial, and when, after the death sentence had been promined, we'd a plea was pressed before the Department of Justice it was refused come death.

And of from the remarkable channel of village, the most notable takes council the trial was Brehalfs complete composare.

He had spont of Seminer and John swalter was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced this trial, yet his cheerful tamper had sever that. Bestine cameron played Floreits, the or did it change suriog the was a social success of the play was the strongest it has complete, our did it change suriog the was a large to the most of the play was the strongest it has complete, and the was at large and of the play was the strongest it has when he was at large and or a given by the matter was the action of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. Introduced was a social success of the most brilliant description. Mr. alambed, in addition to his presentation of Trince Karl. ton society, while the proscentum boxes

nothing.

Well, I won't try; but be good to yourself, and perhaps we convicted by a required just a week, and with, during every day of its continuance with, during every day of its continuance with the tenter of the turned around, walking rapidly up and to down the cell, never noticing whether the reporter was at the door or not.

He puffed the eight he held in his mouth, at the tent of it, lowered the gas and interest himself on the cot.

In a few minutes after this his wife was an affecting one. Ship the meeting was an affecting one. Ship the meeting was an affecting was an affecting one. Ship the meeting was an affecting one. Ship the meeting was an affecting one. Ship the meeting was an affecting one ship the meeting was an affecting one. Ship the meeting was an affecting one ship the meeting was an affecting one. Ship the meeting was an affecting one ship the meeting affecting one ship the meeting affecting one ship the meeting was an affecting one ship the meet

Her people live in the Coper Norwood road, didn't five the stories Bitchall told about Ben. as to Benwell's disappearance.

Loudon.

After his marriage Birchall continued in the custs Birchall case for and going to see the farm. Tellin of violence, and no recalls a night on the Collect train. He will return to this morning. He was in joyous, boylen spirlife which he had pretty well started upon telife which he had pretty we